

*As Amended by Senate Committee*

Session of 2010

**SENATE BILL No. 453**

By Committee on Federal and State Affairs

1-26

10 AN ACT concerning alcoholic beverages; relating to packaging and ware-  
11 housing facility permits.

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13 *Be it enacted by the Legislature of the State of Kansas:*

14 Section 1. (a) Any manufacturer ~~or~~, supplier **or broker** of alcoholic  
15 liquor or cereal malt beverage, whether licensed in this state or any other  
16 state, may apply for an annual packaging and warehousing facility permit.  
17 The application shall be on a form prescribed by the director and shall  
18 include all information the director deems necessary.

19 (b) A packaging and warehousing facility permit shall allow:

20 (1) The transfer of alcoholic liquor or cereal malt beverage to the  
21 licensed premises of a packaging and warehousing facility for the purpose  
22 of packaging or storage, or both;

23 (2) the sale and transfer from the licensed premises of a packaging  
24 and warehousing facility to the licensed premises of a spirits, wine or beer  
25 distributor licensed in Kansas or to a Kansas supplier; and

26 (3) the transfer from the licensed premises of a packaging and ware-  
27 housing facility to another state.

28 (c) The annual fee for a packaging and warehousing facility permit  
29 shall be \$2,500.

30 (d) Each brand and label of alcoholic liquor or cereal malt beverage  
31 that is intended for sale to distributors in Kansas and is transported, pack-  
32 aged or stored at a licensed packaging and warehousing facility must be  
33 registered in accordance with the provisions of K.S.A. 41-331, and amend-  
34 ments thereto.

35 (e) The tax imposed pursuant to K.S.A. 41-501, and amendments  
36 thereto, shall be paid on alcoholic liquor or cereal malt beverage imported  
37 into this state under a packaging and warehousing facility permit only if  
38 the alcoholic liquor or cereal malt beverage is sold to a distributor for sale  
39 at wholesale in this state and shall be paid by the distributor who pur-  
40 chases the alcoholic liquor or cereal malt beverage for sale at wholesale.

41 (f) ***For purposes of this section, the term "broker" means a per-***  
42 ***son located in this state, other than a retailer, who solicits or accepts***  
43 ***orders for alcoholic liquor to be shipped from this state and deliv-***

1 ***ered to residents located outside this state.***

2 ~~(f)~~ (g) This section shall be part of and supplemental to the Kansas  
3 liquor control act.

4 Sec. 2. This act shall take effect and be in force from and after its  
5 publication in the statute book.